

District of Oregon
 Corresponds to AO 241
 Petition for a Writ of Habeas Corpus Under 28 U.S.C. § 2254
 (Rev. 1/20)

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**PETITION UNDER 28 U.S.C. § 2254 FOR WRIT OF HABEAS CORPUS
BY A PERSON IN STATE CUSTODY**

United States District Court	District of Oregon
Name (under which you were convicted): <u>MARTIN Allen Johnson N</u>	Docket or Case No.: <u>2:25-cv-1096 JR</u>
Place of Confinement: <u>ODOC - BLC I</u>	Prisoner (SID) No.: <u>5410056 / 56167-065</u>
Petitioner (include the name under which you were convicted petitioner) <u>Martin Johnson</u>	Respondent (authorized person having custody of petitioner) <u>v. State of Oregon</u>
The Attorney General of the State:	

CONVICTION UNDER ATTACK

1. Name and location of court that entered the judgment of conviction you are challenging:
U.S.A. #6-108 Washigton County Co 11654
2. Criminal docket or case number (if known): 86-108, Co 11654
3. (a) Date of judgment of conviction (if known): 1986 / December 2017
 (b) Date of Sentence: August 1986 / December 2014
4. Length of sentence: 22 / LWOP
5. Identify all crimes for which you were convicted and sentenced in this case:
Illegal Drugs 86-108 643 FSDW 1465
Co 11654 ORS 163.107

6. What was your plea? (Check one)

Not Guilty Both Guilty

Nolo Contendere (No Contest) Insanity Plea

If you entered a guilty plea(s), list what crimes you pleaded guilty to, and what crimes you did not plead guilty to:

7. If you pleaded not guilty, what kind of trial did you have? (Check one)

Jury Judge Only

8. Did you testify at trial?

Yes 86-108 No Co 11654

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EXHAUSTION OF STATE REMEDIES***DIRECT APPEAL***

9. Did you directly appeal from the judgment of conviction?

Yes *both*

No

a. Name of court: *9th Circuit / Oregon Supreme Court*

b. Docket or case number (if known): *2 / A176046*

c. Result: *Denied*

d. Date of result and citation (if known): *? / 2024 September*

e. Grounds raised:

*Search & Seizure / Fourth Amendment / Spoliation of Evidence / Misconduct
177,705 - 777*

10. Did you seek further review of the decision on appeal by a higher state court?

Yes *Both*

No

a. Name of court: *? / ?*

b. Docket or case number (if known): *? / ?*

c. Result: *Denied*

d. Date of result and citation (if known): *? / September 2024*

e. Grounds raised:

AII / AII

11. Did you file a petition for certiorari in the United States Supreme Court?

Yes

No

a. Name of court: _____

b. Docket or case number (if known): _____

c. Result: _____

d. Date of result and citation (if known): _____

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e. Grounds raised:

12. If you did not directly appeal from the judgment of conviction, explain briefly why you did not:

POST-CONVICTION RELIEF

13. Did you file a petition for state post-conviction relief?

 Yes *Coll 657* No
 a. Name of court: *Multnomah County*b. Docket or case number (if known): *OC19178*c. Nature of proceeding: *Order new trial*

d. Did you receive an evidentiary hearing?

 Yes No
 e. Result: *Granted New Trial*f. Date of result and citation or case number (if known): *September 2012*

g. Grounds raised:

14. Did you appeal the result of your state post-conviction case?

 Yes
 No *But the Attorney General
Did*

a. Name of court: _____

b. Docket or case number (if known): _____

c. Result: _____

d. Date of result and citation (if known): _____

e. Grounds raised:

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15. Did you seek further review of the decision on appeal by a higher state court?

 Yes No

a. Name of court: _____

b. Docket or case number (if known): _____

c. Result: _____

d. Date of result and citation (if known): _____

e. Grounds raised:

16. If you did not appeal from the adverse decision in your state post-conviction case, explain briefly why you did not: _____

GROUND FOR RELIEF17. For this petition, state *concisely* every ground on which you claim that you are being held in violation of the Constitution, laws, or treaties of the United States. Attach additional pages if you have more than four grounds. State the facts supporting each ground.

CAUTION: In order to proceed in the federal court, normally you must exhaust (use up) your available state court remedies on each ground on which you request action by the federal court. Also, if you fail to set forth all the grounds in this petition, you may be barred from presenting additional grounds at a later date.

For your information, the following is a list (a-j) of the most frequently raised grounds for relief in habeas corpus proceedings. Each statement preceded by a letter constitutes a separate ground for possible relief. You may raise grounds other than those listed.

- a. Conviction obtained by plea of guilty that was unlawfully induced or not made voluntarily with understanding of the nature of the charge and the consequences of the plea.
- b. Conviction obtained by use of coerced confession.
- c. Conviction obtained by use of evidence gained pursuant to an unconstitutional search and seizure.
- d. Conviction obtained by use of evidence obtained pursuant to an unlawful arrest.
- e. Conviction obtained by a violation of the privilege against self-incrimination.
- f. Conviction obtained by the unconstitutional failure of the prosecution to disclose to the defendant evidence favorable to the defendant.
- g. Conviction obtained by a violation of the protection against double jeopardy.
- h. Conviction obtained by action of a grand or petit jury that was unconstitutionally selected and impaneled.
- i. Denial of effective assistance of counsel at trial or on appeal.
- j. Denial of right of appeal.

A. Ground One:

For 86-108 State of Oregon
 refuse to file 1 ons 135225
 You vs M Petaincy, see 4th Fairly April
 1 46

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Supporting FACTS (state *briefly* without citing cases or law):

Under § 2271, on 135.775
 notice should have been done

B.

Ground Two:
 Collagey Court refuses to hear
 rule on grant on day pose p/ty
 partially on 133.705 to 133.714

Supporting FACTS (state *briefly* without citing cases or law):

unreasonable delay in hearing, ruling on,
 granting, denying, issue, 8th Amendment
 Amendments due process, equal protection

C.

Ground Three:

Supporting FACTS (state *briefly* without citing cases or law):

D.

Ground Four:

Supporting FACTS (state *briefly* without citing cases or law):OTHER INFORMATION

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18. Please answer these additional questions about the petition you are filing:

a. Have all grounds for relief that you have raised in this petition been presented to the highest state court having jurisdiction?

 Yes No

If your answer is "No," state which grounds have not been so presented and give your reason(s) for not presenting them:

*COLL654 I cannot file appeal ORAT 2.05
 as the court will not hold hearing, instead,
 heavy rule ok, grant on day please allow my*

b. Is there any ground in this petition that has not been presented in some state or federal court? If so, indicate which ground or grounds have not been presented, and state your reasons for not presenting them:

Y,

19. Do you have any petition or appeal now pending (filed and not decided yet) in any court, state or federal, for the judgment you are challenging here?

 Yes No

If the answer is "Yes," state the name and location of the court, the docket or case number, the type of proceeding, and the issues raised:

COLL654, A187716, USPC 222.W 20.703 WD

*LOCUS 30346, Habeas Corpus Malheur County Twp
 21CV30004, A19C596 Proc.*

20. Give the name and address, if known, of each attorney who represented you in the following stages of the judgment attacked herein:

a. At preliminary hearing:

COLL654 MPN / 86.108 FPN

b. At arraignment and plea:

COLL654 / FPN

c. At trial:

MPNS / FPN

d. At sentencing:

MPNS / FPN

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e. On appeal:

OPAC / FPNs

f. In any post-conviction proceeding:

0616178 Robert Huggins, Jenny Cooley

g. On appeal from any adverse ruling in a post-conviction proceeding:

0616178 Daniel Ebury Robert Huggins

21. Have you previously filed any type of petition, application, or motion in a federal court regarding the conviction that you challenge in this petition?

 Yes No

a. If yes, in what court was the prior action filed? USDC

b. What was the prior case number? 222 CV 00703

c. Was the prior action:

 Decided on the merits, or

Penalty

 Dismissed on procedural grounds

d. Date of decision: Unknown

e. Are there any issues in this petition raised in the prior petition?

 Yes No

f. If the prior case was denied on the merits, has the Ninth Circuit Court of Appeals given you permission to file this successive petition?

 Yes*

NA

 No

*If the answer is "Yes," you must attach a copy of the order received from the Ninth Circuit Court of Appeals.

22. Do you have any future sentence to serve after you complete the sentence imposed by the judgment under attack?

 Yes 86-108 No

clear > new prison

a. If so, give the name and location of the court that imposed the sentence to be served, in the future:

86-108 / USDC Oregon / Oregon Court of Corr

b. Give the date and length of sentence to be served in the future:

86-108 6 years / LWOP collagry

c. Have you filed, or do you contemplate filing, any petition attacking the judgment that imposed the sentence to be served in the future?

Yes



OREGON DEPARTMENT OF CORRECTIONS

MAY 19 2025

AIC COMMUNICATION FORM

TO: Meredith Woodland Date: 5-12-2025 SRCI

SUPERINTENDENTS OFFICE

State your issue in detail:

1. If possible I would like to
apply/invoke LHB, ORS 135.775
for Federal Detainee,

AIC Committed Name (first middle last)	SID#	Housing Unit
Meredith Woodland	5410056	CF15B

Response/Action Taken: Please work with Records
regarding your request.

Received

MAY 23 2025

SRCI/RECORDS

(1)

Date Received: 5/19/25 Referred To*: _____Date Answered: 5/20/25 Signature of Staff Member: J.C. Campbell
If forwarded, please notify the AICfor J. woodland

CD 214 (02/2020)



OREGON DEPARTMENT OF CORRECTIONS

AIC COMMUNICATION FORM

TO: RecordsDate: 5-21-2025

State your issue in detail:

I see attached USM defences
 IAD, OAS 135,775, invocation,
 from / Joe Woodland

2 Return original, Kyle, defences
 and new face sheet to me, please

AIC Committed Name (first middle last)	SID#	Housing Unit
<u>Martin A Johnson</u>	<u>5410056</u>	<u>2F15B</u>

Response/Action Taken:

Your KYTE has been forwarded
 to your PTA. Please expect a
 separate response from this.

(3)

Received

Date Received: MAY 23 2025 Referred To*: _____Date Answered: SRC/RECORDS Signature of Staff Member: J. Davis

If forwarded, please notify the AIC



OREGON DEPARTMENT OF CORRECTIONS

AIC COMMUNICATION FORM

TO: Records Date: 5-21-2025

State your issue in detail:

1 See attached USM Detainer

IAD ONS 135.775, Invocation,
from / Joe Woodland

2 Return original, Kyle, Detainer
and new face sheet to me, please

AIC Committed Name (first middle last)	SID#	Housing Unit
Martha A Johnson	5410056	2F15B

Response/Action Taken: _____

Please contact the US Marshals office to request changes
or the removal of this detainer.

Thank you,

Black
5-29-2025
Wednesday

(4)

Date Received: _____ Referred To*: _____

05/23/2025

Date Answered: _____ Signature of Staff Member: _____

'If forwarded, please notify the AIC'



Oregon Department of Corrections (ODOC)
Snake River Correctional Institution
Grievance - Denied

To: Johnson, Martin Allen **SID #:** 5410056 **Cell:** SRCI:2F15B
From: Bell, M *for K. Main* **Date:** 06/18/2025
Re: Non-Medical# SRCI_2025_06_054

The grievance you submitted is being returned to you due to non-compliance with the Department of Corrections (DOC) Rule #109 (Grievance Review System) for the following reason(s):

Your grievance has not demonstrated how it qualifies under 291-109-0210. You have not demonstrated misapplication of departmental policies, rules, or other directives, unprofessional actions of department employees, volunteers, or contractors, inadequate medical or mental health treatment, or excessive use of force by department employees.

If you have any questions regarding your grievance, please refer to the Department of Corrections Administrative Rule "Grievance Review System" tab #109 located in the legal library or kyle your institution Grievance/Discrimination Complaint Coordinator.

*Received
June 20 2025
JW*

(Signature)

**GRIEVANCE FORM**

Name:

Johnson Martin A

Last

First

Initial

5410056

2F15B

SID#

Cell/Block/Bunk #

Whom are you grieving: Joe Woollard

Please provide the date/time of incident giving rise to grievance: 5-28-2025

List in detail all the reasons for your grievance. (What is the problem? When did it happen – date/time/place?) Attach copies of any documents or any material(s), which support your grievance, including the names of any persons you think should be questioned.

1 Joe Woollard is not timely and properly processing my USM defences pursuant to IAD and ORS 135.775, see attached pages 1 to 4

Describe what action you want taken to resolve the grievance. (How can the problem be solved?)

Process my TAD, ORS 135.775 request,

5-28-2025

Date

(6)

Signature

Receiving Facility (If not processing facility)
Date Stamp

Received at Processing Facility
RECEIVED
JUN 10 2025
SRCI/SRCM GRIEVANCE OFFICE
Date Stamp

Accepted/Denied/RFC
DENIED
JUN 10 2025
SRCI/SRCM GRIEVANCE OFFICE
Date Stamp

Accepted/Denied/RFC
Date Stamp